Application No.: 10/607,809 Docket No.: 300622004810

REMARKS

Applicants expressly reserve their right under 35 U.S.C. § 121 to file a divisional application directed to the non-elected subject matter during the pendency of this application, or an application claiming priority from this application.

Examination of the elected claims on the merits is respectfully requested.

In the event the U.S. Patent and Trademark office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket No. 300622004810. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: December $\frac{29}{1}$, 2005

Respectfully submitted,

Carolyn A. Favorito

Registration No.: 39,183 MORRISON & FOERSTER LLP

12531 High Bluff Drive

Suite 100

3

San Diego, California 92130

(858) 720-5195